

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

**John C. Harvey and James W. Cuddihy:**

Group Art Unit: 2699

Serial No.: 08/498,002

Examiner: FAILE, A.

Filed: June 7, 1995

Atty. Docket: 05634.0345

For: **SIGNAL PROCESSING APPARATUS  
AND METHODS**

TRANSMITTAL LETTER

Assistant Commissioner of Patents  
Washington, D.C. 20231

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- [X] Information Disclosure Statement;  
[X] PTO FORM 1449;  
[X] A fee of \$180.00 is required, and is calculated as shown below:

	(Col 1) Claims Remaining After Amendment		(Col 2) Highest No. Previously Paid for	(Col 3) Present Extra	Rate	Additional Fee
Total	*	Minus	**	=0	x \$ 18.00	\$0.00
Indep.	*	Minus	***	=0	x \$ 78.00	\$0.00
First Presentation of Mult. Dep. Claim					x \$ 260.00	\$0.00
Fee under 37 C.F.R. § 1.17(p).						\$180.00
Total Fee Enclosed						\$180.00

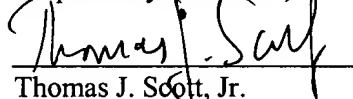
\* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.  
\*\* If the "Highest Number Previously Paid For" in this space is less than 20, write "20" in this space.  
\*\*\* If the "Highest Number Previously Paid For" in this space is less than 3, write "3" in this space. "The Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

- [X] **HUNTON & WILLIAMS** check no. 2050796 in the amount of \$180.00 is enclosed.  
[X] The Commissioner is hereby authorized to charge any additional fees, or credit any overpayment to Deposit Account No. 50-0206.

- [x] Any filing fees under 37 CFR 1.16 for the presentation of extra claims.  
[x] Any patent application processing fees under 37 CFR 1.17.

Date: March 19, 2002  
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Respectfully submitted,

  
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4-10-02  
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : John C. Harvey and  
James W. Cuddihy  
Serial No. : 08/498,002  
Docket No. : 5634.0345  
Filed : June 7, 1995  
For : SIGNAL PROCESSING APPARATUS AND METHODS  
Group Art Unit : 2699  
Examiner : FAILE, A.



Box: **FEE-AMENDMENT**  
Commissioner for Patents  
Washington, D.C. 20231

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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Sir:

In accordance with 37 C.F.R. §§ 1.56, 1.97, and 1.98, Applicants respectfully request consideration of the references listed on the attached Form PTO-1449.

Applicants respectfully request that the Examiner consider the references cited on the PTO-1449 and that the Examiner indicate that the references have been considered in this application by returning a copy of the Form PTO-1449 with the Examiner's initials in the left column per M.P.E.P. § 609.

**I. Description of the References**

The references identified in this Supplemental Information Disclosure Statement ("Supplemental IDS") can be grouped into three categories. *First*, there are references identified in this Supplemental IDS that were cited to the PTO in connection with related applications, but were not cited in the instant application due to applicants' asserted

priority date of November 3, 1981. Applicants are now citing these references because the Examiner has challenged applicants' November 3, 1981 priority date. Applicants maintain, however, that this application is entitled to the benefit of the challenged November 3, 1981 filing date.

*Second*, applicants have identified in this Supplemental IDS references made of record in applicants' related applications that have not previously been made of record in the instant case.

*Third*, this Supplemental IDS identifies two new references that have not previously been identified in this application or any other related applications to date. These two new references are Japanese references that came to applicants' attention during the prosecution of applicants' applications pending in Japan. These new references are: JP 59-224988 and JP 61-174889.

## **II. Description of Corrections**

In the course of preparing this Supplemental IDS applicants identified a number of miscellaneous inadvertent clerical errors contained in previously filed information disclosure statements. Applicants have corrected any such inadvertent errors with respect to references that are identified in this Supplemental IDS. With respect to inadvertent errors that occurred in information disclosure statements previously filed in this application applicants' identify and correct such inadvertent errors as follows:

- In the May 11, 2001 Information Disclosure Statement, the foreign patent reference previously identified as JP 59-50134 is correctly identified as JP 59-501340. Also in the May 11, 2001 Information Disclosure Statement, the foreign patent reference FR 79-03351 identifies the French application

number. The correct identification of this reference is publication number FR 2,417,226.

- With respect to foreign patent references in various information disclosure statements, information regarding the publication dates of these references may not have been supplied or may have been incorrectly identified. Additionally, applicants made inadvertent errors with respect to the provision of translations for certain foreign language references. A corrected complete list of all foreign references made of record in applicants' related pending applications is identified in Appendix A.
- In the concise explanation previously provided for foreign reference DE 2,338,330, this reference was misidentified. The correct patent number for this German reference is DE 2,338,380.

### **III. Concise Explanations of Foreign Language References**

Applicants unintentionally may not have provided concise explanations for certain previously identified foreign language references. Concise explanations for these references are provided in Appendix B. Additionally, in Appendix B applicants provide concise explanations for the two new Japanese references cited for the first time in this Supplemental IDS. Applicants' submission of Appendix B meets the requirements regarding a concise explanation of foreign references as set forth in 37 CFR 1.98 and M.P.E.P. § 609.

### **IV. Conclusion**

Pursuant to an agreement reached between the Examiner and applicants (see first Office Action issued in this application), applicants are not submitting copies of the references cited in this Supplemental IDS where applicants have previously provided

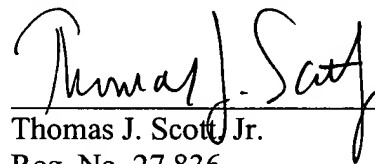
copies of all of the references cited herein in related applications. Applicants are presently providing newly acquired translations of three Japanese patent applications, 58-99817, 56-84340 and 58-29020 in applicants' application number 08/113,329, pursuant to the same agreement mentioned above.

This Information Disclosure Statement is being filed more than three months after the U.S. filing date and after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection or Notice of Allowance. 37 C.F.R. § 1.97(c).

Submitted herewith is a check in the amount of \$180.00 to cover the fee for filing this Supplemental Information Disclosure Statement under 37 C.F.R. § 1.17(p). Any deficiency in or overpayment of this fee should be charged or credited to Deposit Account No. 50-0206.

Date: March 19, 2002  
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